

REMARKS

This communication is a full and timely response to the final Office Action dated February 9, 2005 (Paper No./Mail Date 6). By this communication, Applicant has amended claims 1, 4, and 5.

Claim 1 has been amended to recite a pair of rotary shafts and that each of said rotary shafts is attached to said camcorder main body and individually attached to opposite ends of said base plate assembly along a longitudinal axis, and said base plate assembly is swingably attached along a longitudinal axis of said pair of rotary shafts so that said base plate rotates axially about each rotary shaft. Support for the changes to claim 1 can be found variously throughout the specification, for example, at page 15, lines 18-20 and Fig. 1 of the drawings. No new matter has been added.

Claim 4 has been amended to recite a pair of rotary shafts and that each rotary shaft is attached to said camcorder main body and individually attached to opposite ends of said base plate assembly along a longitudinal axis, and said base plate assembly is swingably attached along a longitudinal axis of said pair of rotary shafts so that said base plate rotates axially about each rotary shaft. Support for the changes to claim 4 can be found variously throughout the specification, for example, at page 15, lines 18-20 and Fig. 1 of the drawings. No new matter has been added

Claim 5 has been amended to recite a pair of rotary axial shafts and that each rotary axial shaft is individually attached to opposite ends of said base plate and along a longitudinal axis. Support for the changes to claim 5 can be found variously throughout the specification, for example, at page 15, lines 18-20 and Fig. 1 of the drawings. No new matter has been added.

Claims 1-7 are pending where claims 1, 4, and 5 are independent.

Rejections Under 35 U.S.C. §102

Claims 1-7 were rejected under 35 U.S.C. §102(b) as anticipated by *Nakagawa et al.*, EP-0851422A1. Applicant respectfully traverses this rejection.

Claim 1 recites an optical disc camcorder comprising a base plate assembly; a pair of rotary shafts; and a camcorder main body accommodating said base plate assembly and said pair of rotary shafts, wherein each of said rotary shafts is attached to said camcorder main body and individually attached to opposite ends of said base plate assembly along a longitudinal axis, and said base plate assembly is swingably attached along a longitudinal axis of said pair of rotary

shafts so that said base plate rotates axially about each rotary shaft, and wherein a weight is attached to a first portion of said base plate assembly so that the center of gravity of said base plate assembly is shifted towards the first portion.

Claim 4 recites an optical disc camcorder comprising a base plate being secured inside of said camcorder main body via damper and fitted with a turn table for rotating an optical disc; a pair of rotary axial shafts; a spindle motor for rotating said turn table; an optical pickup system; and a seek operation mechanism provided for said optical pickup system, wherein each rotary axial shaft is individually attached to opposite ends of said base plate and along a longitudinal axis; wherein said optical pickup system and said seek operation mechanism are mounted on a sub-base that is rotatably attached to said base plate along a longitudinal axis of each rotary axial shaft, and wherein said optical disc is further provided with a skew sensor for detecting skew and a skew correcting mechanism for rotating said sub-base in an axial direction about each rotary axial shaft that cancels the skew in accordance with an output from the skew sensor.

Claim 5 recites an optical disc camcorder comprising a base plate being secured inside of said camcorder main body via damper and fitted with a turn table for rotating an optical disc; a pair of rotary axial shafts; a spindle motor for rotating said turn table; an optical pickup system; and a seek operation mechanism provided for said optical pickup system, wherein each rotary axial shaft is individually attached to opposite ends of said base plate and along a longitudinal axis; wherein said optical pickup system and said seek operation mechanism are mounted on a sub-base that is rotatably attached to said base plate along a longitudinal axis of each rotary axial shaft, and wherein said optical disc is further provided with a skew sensor for detecting skew and a skew correcting mechanism for rotating said sub-base in an axial direction about each rotary axial shaft that cancels the skew in accordance with an output from the skew sensor.

In summary, each of independent claims 1, 4, and 5 similarly recite an optical disc camcorder having, among other things, a pair of rotary axial shafts and that each rotary shaft is attached to said camcorder main body and individually attached to opposite ends of said base plate assembly along a longitudinal axis, and said base plate assembly is swingably attached along a longitudinal axis of said pair of rotary shafts so that said base plate rotates axially about each rotary shaft.

Nakagawa discloses a disk recording apparatus having a balanced type biaxial actuator that is designed to slide along a shaft 52. The shaft 52 is fastened to a base 51 and is parallel to the lateral direction (z-direction) and round bobbin to which the objective lens 25 is fixed.

Further, the manner in which the round bobbin 53 is attached to the shaft 52 enables the objective lens 25 to be slidable on the shaft 52 in the z-direction and rotatable in the longitudinal direction. Magnets 56a and yokes 57a are fastened to the base 51 to form a magnetic circuit, which provides the capability for focusing and tracking adjustment of the objective lens 25.

Nakagawa, however, fails to disclose, teach, or suggest at least a pair of rotary axial shafts attached to said camcorder main body and individually attached to opposite ends of said base plate assembly along a longitudinal axis, and said base plate assembly is swingably attached along a longitudinal axis of said pair of rotary shafts so that said base plate rotates axially about each rotary shaft. In contrast, *Nakagawa* discloses the use of a single shaft 52 that is fastened to a base 51 where the shaft is parallel to the z-direction of the base 51. For at least this reason, *Nakagawa* fails to anticipate the claims.

To properly anticipate a claim, the document must disclose, explicitly or implicitly, each and every feature recited in the claim. *See Verdegall Bros. v. Union Oil Co. of Calif.*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). *Nakagawa* fails to teach each and every feature recited in the claims. Thus, claims 1, 4, and 5 are not anticipated by this reference. Accordingly, Applicant respectfully requests that the rejection of claims 1, 4, and 5 under 35 U.S.C. 102 be withdrawn, and these claims be allowed.

Claims 2 and 3 depend from claim 1, and claims 6 and 7 depend from claim 5. By virtue of this dependency, Applicant submits that claims 2, 3, 6, and 7 are allowable for at least the same reasons given above with respect to independent claims 1 and 5, where applicable. In addition, Applicant submits that claims 2, 3, 6, and 7 are further distinguished over *Nakagawa* by the additional elements recited therein, and particularly with respect to each claimed combination. Applicant respectfully requests, therefore, that the rejection of claims 2, 3, 6, and 7 under 35 U.S.C. §102 be withdrawn, and these claims be allowed.

Conclusion

Based on at least the foregoing amendments and remarks, Applicants submit that claims 1-7 are allowable, and this application is in condition for allowance. Accordingly, Applicants request favorable reexamination and reconsideration of the application. In the event the Examiner has any comments or suggestions for placing the application in even better form, Applicants request that the Examiner contact the undersigned attorney at the number listed below.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 18-0013, under Order No. SON-1900 from which the undersigned is authorized to draw.

Dated: March 28, 2005

Respectfully submitted,

By _____
Ronald F. Karanen
Registration No.: 24,104
Attorney for Applicant

RADER, FISHMAN & GRAUER, PLLC
Lion Building
1233 20th Street, N.W., Suite 501
Washington, D.C. 20036
Tel: (202) 955-3750
Fax: (202) 955-3751
Customer No. 23353

DC187804